

IN THE CIRCUIT/COUNTY COURT IN THE FIRST JUDICIAL CIRCUIT IN AND FOR OKALOOSA COUNTY, FLORIDA

COPY

WARRANT/OTTIC SERVED

OKALOOSA CO SHERIFF'S OFFICE

REPORT NO: OCSO18ARR005369

Jail Booking No	Offense No OCSO18OFF004905	Other No OCSO18CAD062461	OBTS 4601117079
-----------------	-------------------------------	-----------------------------	--------------------

[SUSPECT]

<u>Last</u>	<u>First</u>	<u>Middle</u>	<u>Title</u>	<u>Race</u>	<u>Sex</u>	<u>DOB</u>	<u>Age</u>	<u>Hgt</u>	<u>Wgt</u>
RUIZ	SEAN	FRANKLIN		W	M	8/10/1985	32	506	155
<u>Eyes</u>	<u>Hair</u>	<u>MNI Number</u>	<u>SSN</u>	<u>ID. No.</u>	<u>St</u>	<u>Type</u>	<u>OCA/Agency ID</u>		
BRO	BRO	OCSO05MNI005414			FL	E	157031/286526		

Birth Location: City: PENSACOLA County: ESCAMBIA State: FLORIDA Nation: U.S.A. Citizenship: U.S.
Address

██████████ FORT WALTON BEACH FL 32547

Occupations (Current/Last Known is Listed First)

Business: UNEMPLOYED, Job Title: , Entered: 5/25/2018

Business: UNEMPLOYED, Job Title: , Entered: 4/20/2018

Business: GULF COAST CAR CASH, Job Title: BUYER, Entered: 9/3/2016

JEANIE DR Suite: NAVARRE FL 32566

Business: , Job Title: UNKNOWN, Entered: 3/16/2007

Suite:

Business: ADUDELL ROOFING, Job Title: , Entered: 9/20/2006

Suite:

Aliases (Last, First Middle Title DOB)

RUTZ, SEAN F 8/10/1985

Street Names

* none found in MNI *

[INCIDENT INFORMATION]

Occurred Date Range:	4/5/2018	14:49 to 4/5/2018	14:49	Lat / Long				
No.	Di	Street	Apt/Lot	City	ST	Zip	(GEO)	
		MEMORIAL PKWY		FORT WALTON BEAC	FL	32547	2 - 19 - -	

[CHARGES]

316.1935.3a

FLEE/ELUDE POLICE

FLEE W DISREGARD OF SAFETY TO PERSONS OR PROP

<u>Counts</u>	<u>Level</u>	<u>Degree</u>	<u>GOC</u>	<u>UCR</u>	<u>NCIC</u>	<u>AON</u>	<u>Bond Amount</u>
1	Felony	Second	Principal	9000		4814	

320.02.1

NONMOVING TRAFFIC VIOLATION

FAIL TO REGISTER MOTOR VEHICLE

<u>Counts</u>	<u>Level</u>	<u>Degree</u>	<u>GOC</u>	<u>UCR</u>	<u>NCIC</u>	<u>AON</u>	<u>Bond Amount</u>
1	Misdemeanor	Second	Principal	9000		5406	

320.261.

NONMOVING TRAFFIC VIOL

ATTACH REGISTRATION LICENSE PLATI NOT ASSIGNED

<u>Counts</u>	<u>Level</u>	<u>Degree</u>	<u>GOC</u>	<u>UCR</u>	<u>NCIC</u>	<u>AON</u>	<u>Bond Amount</u>
1	Misdemeanor	Second	Principal	9000		5406	

324.022.

NONMOVING TRAFFIC VIOL

FAIL TO HAVE MTR VEH LIABILITY INSURANCE

COPY

WARRANT/OTIC SERVED

OKALOOSA CO SHERIFF'S OFFICE

REPORT NO: OCSO18ARR005369

<u>Counts</u>	<u>Level</u>	<u>Degree</u>	<u>GOC</u>	<u>UCR</u>	<u>NCIC</u>	<u>AON</u>	<u>Bond Amount</u>
1	Misdemeanor	Second	Principal	9000		5406	

790.01.2

CARRYING CONCEALED WEAPON

FIREARM

<u>Counts</u>	<u>Level</u>	<u>Degree</u>	<u>GOC</u>	<u>UCR</u>	<u>NCIC</u>	<u>AON</u>	<u>Bond Amount</u>
1	Felony	Third	Principal	5200		5202	

790.07.2

WEAPON OFFENSE

USE DISPLAY ETC FIREARM DURING FELONY

<u>Counts</u>	<u>Level</u>	<u>Degree</u>	<u>GOC</u>	<u>UCR</u>	<u>NCIC</u>	<u>AON</u>	<u>Bond Amount</u>
1	Felony	Second	Principal	9000		5299	

790.23.1a

POSSESS OF WEAPON

OR AMMO BY CONVICTED FLA FELON

<u>Counts</u>	<u>Level</u>	<u>Degree</u>	<u>GOC</u>	<u>UCR</u>	<u>NCIC</u>	<u>AON</u>	<u>Bond Amount</u>
1	Felony	Second	Principal	9000		5212	

[STATEMENT OF PROBABLE CAUSE / NARRATIVE]

Sergeant Tony Kelly, hereinafter referred to as your Affiant, is a sworn and bonded law enforcement officer. Your Affiant is currently employed by the Okaloosa County Sheriff's Office (OCSO), and has been so employed since December 2005. Your Affiant is currently assigned to the OCSO K9 Unit, where he serves as unit supervisor and K9 Handler. Your Affiant being duly sworn states as follows:

On April 5, 2018, at approximately 1550 hours, your Affiant assisted the United States Marshal's Service (USMS) and Okaloosa County Sheriff's Office Criminal Investigations Division with an attempted warrant service of wanted felon, Sean Franklin Ruiz. Ruiz was wanted on charges of Felon in Possession of a Firearm and Possession of more than 20 grams of Marijuana.

On the abovementioned date and time, Ruiz was positively identified as the operator and sole occupant of a silver Toyota Sequoia SUV with attached Florida tag 20GEQ. The SUV was outfitted with aftermarket rims and very dark tinted side and rear windows. The Florida tag 20GEQ, was registered to Ruiz, however was assigned to his white 2003 Toyota Sequoia which is wrecked and parked in his driveway at his residence.

A traffic stop was attempted on Ruiz's vehicle near the intersection of Miracle Strip Parkway and Memorial Parkway. Ruiz failed to yield to 3 law enforcement vehicles with emergency light and sirens active. Ruiz took overt actions by driving around other vehicle traveling on Memorial Parkway and accelerated speeds in an attempt to flee. Based on the intentional driving actions of Ruiz, a high speed vehicle pursuit was initiated. Your Affiant was the lead vehicle in the pursuit. Your Affiant's patrol vehicle is a 2017 Ford Expedition clearly marked on all sides with Sheriff's Office insignia and reflective lettering. Your Affiant's vehicle is well outfitted with blue and white emergency lights in the headlights, windshield, side windows, rear windows and a roof mounted light bar. Your affiant had all emergency lights and siren active for the duration of the almost 5 minute pursuit.

Ruiz fled at a high rate of speed through residential neighborhoods and side streets in the Memorial Pkwy/Holmes Bd/Robinwood Dr/Rainbow Dr/Meadowlark Rd/Moriarity St/Maurice Ave areas. While speeding through these residential areas, Ruiz demonstrated a wanton disregard for the safety of persons residing in or traversing this area. Ruiz continued to actively flee, traveling well above the posted speed limits, failing to stop at posted stops signs, failing to yield before pulling back into traffic, and driving around vehicles on the wrong side of the road while making his way to Beal Parkway. Once turning south on Beal Parkway, Ruiz increased his speeds to over 90 MPH in the posted 35 MPH zones and his driving habits became more erratic. Based on concerns for the safety of the public which was present on the Beal Parkway, your Affiant terminated the pursuit.

Immediately after terminating the pursuit, Ruiz was observed by your Affiant making a U-Turn just prior to the

COPY

WARRANT/OTTIC SERVED

REPORT NO: OCSO18ARR005369

intersection of Beal Parkway and Yacht Club Drive, and traveling back north. After the U-Turn, Ruiz continued his erratic driving habits and was observed by your Affiant as well as OCSO Investigators driving well over 60 MPH in the median, swerving and forcing other motorist off the road to avoid being struck by Ruiz's vehicle. As Ruiz passed your Affiant's stationary position at Girard Ave and Beal Parkway, your Affiant made eye contact with him through the windshield of his vehicle at which time your Affiant was able to again positively confirm his identity. An OCSO Investigator also confirmed Ruiz's identity as he passed by her location on Beal Parkway, where he almost struck the vehicle she was traveling in. Ruiz was last seen traveling north on Beal Parkway in the area of Baker Ave NW.

At approximately 1730 hours on 4/5/2018, your affiant, the USMS and an OCSO Investigator followed up on investigative leads that ultimately led to a wooded lot just south of 136 NW Beal Parkway, Fort Walton Beach, Florida. While canvassing this area, your Affiant located Ruiz's vehicle concealed in the brush at the back edge of the property. The vehicle was found to be locked and unoccupied. All four windows were rolled down approximately 1-1/2 inches. The odor of marijuana was detected emanating from within the passenger compartment. Due to the totality of the circumstances, Ruiz's vehicle was towed to the Okaloosa County Sheriff's Office Vehicle Processing Lot located at 502nd Street, Shalimar Florida for further processing. A search of the wooded area and surrounding residences was conducted with negative success in locating Ruiz.

Once Ruiz's vehicle was properly secured in the OCSO Vehicle Processing Lot, your Affiant deployed his assigned, trained and certified patrol canine, K9 Rico, to conduct a free air sniff of the exterior of the vehicle. K9 Rico gave a positive alert/indication to the presence of the odor of an illegal narcotic in which he is trained and certified to find. Your Affiant contacted OCSO Communications via his mobile radio at 2127 hours and informed them of the positive K9 alert.

On April 6, 2018 at 1440 hours, a lawful search warrant was granted for Ruiz's vehicle by the Honorable John T. Brown. The search warrant was executed the same date at 1545 hours. During the search of the vehicle, A Davis Industries model P-32, .32 caliber handgun (SN P069963) was located under driver's seat. Marijuana, drug paraphernalia and mail addressed to Ruiz were also located within the vehicle.

The handgun was loaded with one .32 caliber round in the chamber and one .32 caliber round in the attached magazine. The handgun was easily accessible to the driver of the vehicle and was concealed from sight by the seat. A query of the gun's serial number was conducted through OCSO Communications yielding it was not currently listed as stolen.

No paperwork, i.e. Title, Bill of Sale, Registration, valid insurance, etc. was located during this search proving ownership of the vehicle. The vehicle's VIN was located and determined to be 5TDZT38A11S045573. A query of the VIN through the state of Florida provided no returns. When queried nationally it returned to a married couple in Bon Aqua, Tennessee, with a Tennessee registration plate of H1632F which expired on 11/30/2017.

On April 20, 2018, your Affiant arrested Ruiz with the assistance of the USMS at 349 SW Miracle Strip Parkway, Fort Walton Beach, Florida (Regency Inn). Ruiz was taken into custody after a brief standoff inside of room 212. Ruiz's cellular telephone was located on the corner of the bed where he was taken into custody. It was identified as a black LG smartphone. The phone was seized as evidence.

On April 21, 2018, your Affiant conducted a custodial interview with Ruiz at the Okaloosa County Jail in reference to this case. During the post Miranda interview, Ruiz initially attempted to deny being involved in a vehicle pursuit on 4/5/2018; however when pressed with the fact he was positively identified by 4 Law Enforcement officers, Ruiz stated there was no way he could have been identified in the vehicle because the windows were too darkly tinted. When informed of his vehicle being located and impounded by Law Enforcement within a short time of the pursuit, Ruiz made the utterance to the effect of, "I wondered who had my vehicle." It should be noted Ruiz has never attempted to report his vehicle stolen since it was impounded on 4/5/2018. When explaining the fact the vehicle was locked and no key was present, Ruiz began to state he had the key, but quickly attempted to correct himself, saying "I have a spare." When pressed with other known facts of the pursuit, such as locations he traveled, Ruiz stated he wasn't going to speak on it.

Your Affiant explained the fact that a lawful search warrant had been executed on the vehicle following the pursuit and of the items located within the vehicle, to include narcotics and a firearm. Ruiz immediately denied there being any narcotics or a firearm inside the vehicle. Ruiz did not want to talk further about the items found in the vehicle.

Your Affiant questioned Ruiz on the status of the vehicle's registration since the attached tag was not assigned to it. Ruiz

COPY

COPY

WARRANT/OTTIC SERVED

OKALOOSA CO SHERIFF'S OFFICE

REPORT NO: OCSO18ARR005369

stated he purchased the vehicle in 2017 from a private seller in Tennessee off of Craigslist or Facebook Marketplace. He drove to Tennessee and purchased the vehicle and the previous owners signed the title over to him. Ruiz stated he never registered the vehicle after the purchase nor did he transfer the insurance from his other Toyota Sequoia to the new one. Ruiz stated he removed his Florida tag from his old vehicle (The wrecked Sequoia in his driveway) and placed it on the new one and has been driving it since the purchase.

On May 9, 2018 at 1600 hours, a lawful search warrant was granted for Ruiz's cellular device by the Honorable Patricia Grinsted. The search warrant granted the legal authority to search and download the LG smartphone located in Ruiz's hotel room at the time of his arrest on April 20, 2018. The phone has remained in the custody of the Okaloosa County Sheriff's Office secure Evidence Section since the time of Ruiz's arrest under case OCSO18OFF005728. Per legal authority granted in the search warrant the cellular device was downloaded by an Okaloosa County Sheriff's Office Digital Forensic Technician on May 11, 2018.

A review of the downloaded content was conducted and revealed a text conversation between Ruiz and Rose Howard indicating Ruiz was recently in possession of a snub nose .38 revolver. No such gun has been recovered as of this time.

One of the images recovered during the download, show Ruiz with a large sum of US currency. The currency is in several different "Street Folds" and is all stacked and banded together with women's hair ties. Your Affiant has knowledge that large sums of cash in "Street Folds," like the ones displayed in the picture, is consistent with the sale of illegal narcotics. The picture displays a date of 4/19/2018. Several other images recovered show the wooded area in which Ruiz's vehicle was recovered after the vehicle pursuit on 4/5/2018. This area is not an area commonly traversed or known to exist by the general public and is distinctive based on large holes present in the area. Several other items observed in the pictures of the wooded area, show a milk crate, small tarps and wood that were present in the area the day Ruiz's vehicle were found. The images display a date of 4/18. These pictures prove Ruiz had knowledge of the vehicle pursuit on 4/5/2018.

A review of Ruiz's criminal history was conducted. Ruiz pled "Nolo Contendere" and was subsequently adjudicated "Guilty" on Grand Theft 5k less than 10K, a 3rd degree Felony on 4/10/2007 in Santa Rosa County Florida. Ruiz pled "Nolo Contendere" and was subsequently adjudicated "Guilty" for Possession of Controlled Substance WO Prescription, a 3rd degree Felony on 5/23/2007 in Okaloosa County Florida. Ruiz pled "Nolo Contendere" and was subsequently adjudicated "Guilty" for Resisting Officer with Violence, a 3rd degree Felony on 7/24/2008 in Santa Rosa County Florida. Ruiz pled "Nolo Contendere" and was subsequently adjudicated "Guilty" for Flee Elude LEO with Lights and Siren Active, a 3rd degree on 10/24/2011

Based on the above facts, admissions and evidence, your Affiant has reason to believe and does believe the defendant, Sean Franklin Ruiz, did knowingly and willingly commit the following offenses in violation of Florida State Statues: 316.1935(3A)- Fleeing or attempting to elude a law enforcement officer; 320.02- Fail to register motorvehicle; 320.261- Attaching registration license plate not assigned; 324.022- Fail to have motor vehicle liability insurance; 790.01(2) Unlicensed carrying of concealed firearms; 790.07(2)- Persons engaged in criminal offense, having weapons; 790.23(1A)- Possession of firearms, ammunition by Felons and delinquents. These offense occurred in Okaloosa County, Florida.

Signature (Arresting Officer) _____ WOODARD, TAYLOR L 251
Name ID/SSN

Subscribed and sworn to (or affirmed) before me this 20 day of July A.D., 2018 by _____
who is personally known to me or has produced _____ as identification.

IN THE CIRCUIT/COUNTY COURT IN THE FIRST JUDICIAL CIRCUIT IN AND FOR OKALOOSA COUNTY, FLORIDA

COPY

WARRANT/OTTC SERVED

OKALOOSA CO SHERIFF'S OFFICE

REPORT NO: OCSO18ARR005369

Signature _____ Notary Public _____ LEO _____ CO _____

Commission No: _____ My Commission Expires _____

Supervisor Signature _____ Date _____ Supervisor Name (Please Print) _____ Rank _____

[PHYSICAL EVIDENCE] [NO PHYSICAL EVIDENCE LISTED]

[ARREST INFORMATION]

Arrested	Residency	Injured	Extent of Injury	Resist			
5/25/2018 03:20	Within jurisdiction	None	N/A	Unknown			
	Arrested Prior	Arrest Jurisdiction	Alcohol	Drugs			
	Yes	Within jurisdiction	Unknown	Unknown			
No.	Di	Street	A/L	City	ST	Zip	Lat / Long
102		DELL RD		FORT WALTON BEAC	FL	32547	30.435338 / -86.609996
Arresting Officer	Unit		(GEO) 2 - 14 - PG41 - L-39		Officer Type		
251 WOODARD, TAYLOR L	OCSO/FSV/SPECOPS/SPECENFOR/STREETCRIME						
Reporting Officer	Unit		Original Offense Jurisdiction				
055 KELLY, ANTHONY J	OCSO/FSV/SPECOPS/SPECENFOR/K9		OCSO				
Forward to for approval							
OCSO/FSV/SPECOPS/SPECENFOR/K9							

Bond Set by LEO at Time of Arrest & Booking: \$0.00

- None
- ROR
- Cash
- Pro

Bond Set by Judge None ROR/Sign
 Cash PTR
 Any
 Pro
 PtrIQ

Purge SCANNED
 SC _____

Return Court: CIRCUIT COURT: FELONY Date: 7/11/2018 Time: 14:30
Instructions: 1940 LEWIS TURNER BLVD, FWB

[COURT INFORMATION]

Court	Judge	Date
Sent		
Rcvd CIRCUIT	FLOWERS	5/22/2018
Court Case Number 18-4905		

Assigned To:

IN THE CIRCUIT/COUNTY COURT IN THE FIRST JUDICIAL CIRCUIT IN AND FOR OKALOOSA COUNTY, FLORIDA

COPY

OKALOOSA CO SHERIFF'S OFFICE

WARRANT/OTTIC SERVED

REPORT NO: OCSO18ARR005369

[DISPOSITION]

Disposition Type

Release Type

Other Desc

Release Date

Release Time

Release Officer

Printed

Printed By

No

Released To

Court DispositionType

Court Disposition Description

[ADDITIONAL PERSONS]

COURT DISPOSITION:

(right index)

No Bill / Petition

Issue Warrant

Prosecution Approved

Signature of Assistant State Attorney

Date

COPY

IN THE CIRCUIT/COUNTY COURT IN THE FIRST JUDICIAL CIRCUIT IN AND FOR OKALOOSA COUNTY, FLORIDA

COPY

WARRANT/OTIC SERVED

OKALOOSA CO SHERIFF'S OFFICE

REPORT NO: OCSO18ARR005370

Jail Booking No	Offense No OCSO18OFF004927	Other No OCSO18CAD062683	OBTS 4601117079
-----------------	-------------------------------	-----------------------------	--------------------

[SUSPECT]

Last First Middle Title Race Sex DOB Age Hgt Wgt
 RUIZ SEAN FRANKLIN W M 8/10/1985 32 506 155
Eyes Hair MNI Number SSN ID No St Type OCA/Agency ID
 BRO BRO OCSO05MNI005414 [REDACTED] FL E 157031/286526

Birth Location: City: PENSACOLA County: ESCAMBIA State: FLORIDA Nation: U.S.A. Citizenship: U.S.
 Address

[REDACTED] FORT WALTON BEACH FL 32547

Occupations (Current/Last Known is Listed First)

Business: UNEMPLOYED, Job Title: , Entered: 5/25/2018

Business: UNEMPLOYED, Job Title: , Entered: 4/20/2018

Business: GULF COAST CAR CASH, Job Title: BUYER, Entered: 9/3/2016

JEANIE DR Suite: NAVARRE FL 32566

Business: , Job Title: UNKNOWN, Entered: 3/16/2007

Suite:

Business: ADUDELL ROOFING, Job Title: , Entered: 9/20/2006

Suite:

Aliases (Last, First Middle Title DOB)

RUTZ, SEAN F 8/10/1985

Street Names

* none found in MNI *

[INCIDENT INFORMATION]

Occurred Date Range: 4/5/2018 20:48 to 4/5/2018 20:48 Lat / Long
 No. Di Street Apt/Lot City ST Zip (GEO)
 136 NW BEAL PW FORT WALTON BEAC FL 32548 2 - 19 - -

[CHARGES]

893.13.1e2

MARIJUANA-POSSESS

WIT SELL MFG DEL WI 1000 FT WORSHIP/BUSN SCH 1

Counts	Level	Degree	GOC	UCR	NCIC	AON	Bond Amount
1	Felony	Second	Principal	350A		3562	

893.13.6a

DRUGS - POSSESS

CNTRL SUB WO PRESCRIPTION

Counts	Level	Degree	GOC	UCR	NCIC	AON	Bond Amount
1	Felony	Third	Principal	350A		3551	

893.135.1c1

HEROIN-TRAFFIC

4 GRAMS TO UNDER 30 KILOGRAMS

Counts	Level	Degree	GOC	UCR	NCIC	AON	Bond Amount
1	Felony	First	Principal	350A		3516	

893.135.1f1

AMPHETAMINE-TRAFFIC

AMPHETAMINE-TRAFFIC OR METHAMPHETAMINE 14 GRAMS OR OVER

COPY

WARRANT/OTTIC SERVED

OKALOOSA CO SHERIFF'S OFFICE

REPORT NO: OCSO18ARR005370

<u>Counts</u>	<u>Level</u>	<u>Degree</u>	<u>GOC</u>	<u>UCR</u>	<u>NCIC</u>	<u>AON</u>	<u>Bond Amount</u>
1	Felony	First	Principal	350A		3576	

893.147.1

DRUG EQUIP-POSSESS

AND OR USE

<u>Counts</u>	<u>Level</u>	<u>Degree</u>	<u>GOC</u>	<u>UCR</u>	<u>NCIC</u>	<u>AON</u>	<u>Bond Amount</u>
1	Misdemeanor	First	Principal	350B		3550	

[STATEMENT OF PROBABLE CAUSE / NARRATIVE]

Sergeant Tony Kelly, hereinafter referred to as your Affiant, is a sworn and bonded law enforcement officer. Your Affiant is currently employed by the Okaloosa County Sheriff's Office (OCSO), and has been so employed since December 2005. Your Affiant is currently assigned to the OCSO K9 Unit, where he serves as unit supervisor and K9 Handler. Your Affiant being duly sworn states as follows:

On April 5, 2018, at approximately 1550 hours, your Affiant was involved in a high speed vehicle pursuit with the defendant, Sean Franklin Ruiz. Your Affiant ultimately terminated the pursuit on Beal Parkway due to Ruiz's erratic driving actions and speeds estimated over 90 MPH in the posted 35 MPH zone.

Immediately after terminating the pursuit, Ruiz was observed by your Affiant making a U-Turn just prior to the intersection of Beal Parkway and Yacht Club Drive, and traveling back north. After the U-Turn, Ruiz continued his erratic driving habits and was observed by your Affiant as well as OCSO Investigators driving well over 60 MPH in the median, swerving and forcing other motorists off the road to avoid being struck by Ruiz's vehicle. As Ruiz passed your Affiant's stationary position at Girard Ave and Beal Parkway, your Affiant made eye contact with him through the windshield of his vehicle at which time your Affiant was able to again positively confirm his identity. An OCSO Investigator also confirmed Ruiz's identity as he passed by her location on Beal Parkway, where he almost struck the vehicle she was traveling in. Ruiz was last seen traveling north on Beal Parkway in the area of Baker Ave NW.

At approximately 1730 hours on 4/5/2018, your affiant, the USMS and an OCSO Investigator followed up on investigative leads that ultimately led to a wooded lot just south of 136 NW Beal Parkway, Fort Walton Beach, Florida. While searching the area for Ruiz, two blue drawstring canvas bags were located lying on the ground. The bags did not appear to have been there long as they were dry and free of debris. They were located approximately 20-25 yards off the sidewalk running along Beal parkway and approximately 15 yards from the fence separating the wooded lot from the International Community Church, located at 136 Beal Parkway. As law enforcement approached the bags, they began detecting the distinct odor of marijuana nearby. Upon reaching the bags, they were found to conceal numerous quart size Mason jars containing large amounts of green marijuana and other narcotics.

While canvassing this area, your Affiant located Ruiz's vehicle concealed in the brush at the back edge of the property. The vehicle was found to be locked and unoccupied. All four windows were rolled down approximately 1-1/2 inches. The odor of marijuana was detected emanating from within the passenger compartment. Due to the totality of the circumstances, Ruiz's vehicle was towed to the Okaloosa County Sheriff's Office Vehicle Processing Lot located at 50 2nd Street, Shalimar Florida for further processing. A search of the wooded area and surrounding residences was conducted with negative success in locating Ruiz.

Once Ruiz's vehicle was properly secured in the OCSO Vehicle Processing Lot, your Affiant deployed his assigned, trained and certified patrol canine, K9 Rico, to conduct a free air sniff of the exterior of the vehicle. K9 Rico gave a positive alert/indication to the presence of the odor of an illegal narcotic in which he is trained and certified to find.

The contents of the blue bags were photographed, separated, field tested, and weighed prior to being submitted into evidence. The contents were as follows:

BAG #1 contained 5 quart glass Mason jars, 4 glass smoking devices. 4 of the jars contained Marijuana and the 5th contained 13 individual jeweler's type bags of Methamphetamine, Heroin and blue pills.

Jar #1 contained 112 grams of loose Marijuana. Field tested positive for THC.

Jar #2 contained 113 grams of loose Marijuana. Field tested positive for THC.

Jar #3 contained 64 grams of loose Marijuana. Field tested positive for THC.

Jar #4 contained 10 grams of loose Marijuana, sandwich bag with 28 grams of Marijuana, sandwich bag with 14 grams of

COPY

WARRANT/OTTIC SERVED

REPORT NO: OCSO18ARR005370

Marijuana. Samples of each field tested positive for THC.

Jar #10 contained 13 individual jeweler's bags, 9 bags of Methamphetamine and 3 bags of Heroin-

One bag contained 14 grams Methamphetamine, 3 bags contained 13 grams of Methamphetamine each, 2 bags contained 12 grams of Methamphetamine each, one bag contained 8 grams of Methamphetamine, one bag contained 6 grams of Methamphetamine and another bag contained 5 grams of Methamphetamine. Samples of each bag field tested positive for Methamphetamine.

One bag contained 10 grams of Heroin, another contained 7 grams Heroin, and another contained 3 grams Heroin.

Samples of each bag field tested positive for Heroin.

One bag containing 32 unknown blue pills, suspected of being MDMA.

BAG #2 contained 5 quart glass Mason jars, 17 e-cigarette mouth pieces, 1 e-cigarette w/ mouth piece attached, 1 corner bag tied in knot with Methamphetamine, 2 digital scales (AWS and Accur8), calibration weight for digital scales, large tweezers, large amount of clear sandwich bags, a blue "Glad" Ziploc style sandwich bag, a large amount of jewelers bags, and 2 black elastic hair ties.

Jar #5 contained 99 grams of marijuana. Field tested positive for THC.

Jar #6 contained 119 grams of marijuana. Field tested positive for THC.

Jar #7 contained 42 grams of marijuana. Field tested positive for THC.

Jar #8 contained 109 grams of marijuana. Field tested positive for THC.

Jar #9 contained 107 grams of marijuana. Field tested positive for THC.

The e-cigarette mouth pieces contained a thick oil which was brown in color. The substance field tested positive for THC oil.

Total weights for both bags are as follows:

Marijuana- 817 grams

Methamphetamine- 96 grams

Heroin- 20 grams

THC oil- 18 preloaded e-cigarette mouthpieces

Based on your Affiant's training and experience these amounts and packaging are not consistent with "Personal Use." The amounts and packaging coupled with bags and scales are more consistent with the sell and distribution of narcotics.

On April 6, 2018 at 1440 hours, a lawful search warrant was granted for Ruiz's vehicle by the Honorable John T. Brown. During a search of the vehicle, Marijuana and drug paraphernalia to include a blue "Glad" Ziploc style bag and the box for the Accur8 digital scale found in blue bag #2 were located along with mail addressed to Ruiz and 3 black elastic hair ties matching the 2 found in blue bag #2.

The hair ties located in the truck were found on the driver's seat and front passenger floor board. The blue sandwich bag was located just behind the center console on the floor and the Accur8 digital scale box and mail were located on third row seat. The Accur8 box has a picture on the front of the digital scale, calibration weight and large tweezers which were all found in blue bag #2. Once opened the box has shipping slots for each item, all of which were missing from the box.

On April 20, 2018, your Affiant arrested Ruiz at 349 SW Miracle Strip Parkway, Fort Walton Beach, Florida (Regency Inn). Ruiz was taken into custody after a brief standoff inside of room 212. During his arrest Ruiz was found in possession of a large amount of Marijuana in vacuum sealed bags, e-cigarette mouth pieces containing THC oil, Methamphetamine and Heroin. Ruiz's cellular telephone was located on the corner of the bed where he was taken into custody. It was identified as a black LG smartphone. The phone was seized as evidence.

A welfare check was conducted at Ruiz's residence on April 20, 2018 after locating the front and rear doors standing open. During a protective sweep of the residence, your Affiant observed several black elastic hair ties in the master bedroom and hall bathrooms. These hair ties matched those found in blue bag #2 and Ruiz's vehicle.

On April 21, 2018, your Affiant conducted a custodial interview with Ruiz at the Okaloosa County Jail in reference to this case. During the post Miranda interview, Ruiz initially attempted to deny being involved in a vehicle pursuit on 4/5/2018; however when pressed with the fact he was positively identified by 4 Law Enforcement officers, he stated there was no way he could have been identified in the vehicle because the windows were too darkly tinted. When informed of his vehicle being located and impounded by Law Enforcement within a short time of the pursuit, Ruiz made the utterance to the effect of, "I wondered who had my vehicle." It should be noted Ruiz has never attempted to report his vehicle stolen since

COPY

COPY

WARRANT/OTTIC SERVED

OKALOOSA CO SHERIFF'S OFFICE

REPORT NO: OCSO18ARR005370

it was impounded on 4/5/2018. When explaining the fact the vehicle was locked and no key was present, Ruiz began to state he had the key, but quickly attempted to correct himself, saying "I have a spare." When pressed with other known facts of the pursuit, such as locations he traveled, Ruiz stated he wasn't going to speak on it.

Your Affiant explained the fact that a lawful search warrant had been executed on the vehicle following the pursuit and of the items located within the vehicle, to include narcotics and a firearm. Ruiz immediately denied there being any narcotics or a firearm inside the vehicle. Ruiz did not want to talk further about the items found in the vehicle.

Your Affiant questioned Ruiz on the narcotics found outside his vehicle following the pursuit on 4/5/2018. He initially denied any knowledge of the narcotics. When pressed with the hair ties and other items being found in the blue bag and his vehicle, he indicated he did not want to discuss it further.

While being questioned about the narcotics seized since 4/5/2018 to include those at his residence on 4/8/2018 (Large amounts of Marijuana and Methamphetamine), where Ruiz again fled at the sight of Law Enforcement, Ruiz stated "All the drugs are mine." When asked to specify about which incident since there were multiple occasions narcotics had been found associated with him, he stated "All of them." Ruiz stated he lost his job last year and began selling narcotics as a way to support and provide for his family. He stated it has caused a lot of arguments between he and his girlfriend (Rose). Ruiz admitted Rose rented hotel rooms for him to get him away from her and the kids so he could sell narcotics and keep law enforcement away from their residence.

On May 9, 2018 at 1600 hours, a lawful search warrant was granted for Ruiz's cellular device, seized during his arrest, by the Honorable Patricia Grinstead.

During a review of the downloaded content an image was found showing Ruiz with a large "Street Fold" of US currency. The currency is stacked and banded together with elastic hair ties. Your Affiant has knowledge that large sums of cash in "Street Folds," like the ones displayed in the picture, are consistent with the sale of illegal narcotics. The picture displays a date of 4/19/2018. Several other images recovered show the wooded area in which Ruiz's vehicle and blue bags with narcotics were recovered after the vehicle pursuit on 4/5/2018. This area is not an area commonly traversed or known to exist by the general public and is distinctive based on large holes present in the area. Several other items observed in the pictures of the wooded area, show a milk crate, small tarps and wood which were present the day the narcotics were found. The images display a date of 4/18/2018. These pictures prove Ruiz had knowledge of the vehicle pursuit and narcotics on 4/5/2018.

A review of Ruiz's criminal history indicate he has previously pled "Nolo Contendere" and been subsequently adjudicated "Guilty" for Possession of Controlled Substance WO Prescription; Resisting Officer with Violence; Flee Elude LEO with Lights and Siren Active, along with numerous other misdemeanor convictions for narcotics related offenses.

Based on the above facts, admissions and evidence, your Affiant has reason to believe and does believe the defendant, Sean Franklin Ruiz, did knowingly and willingly commit the following offenses in violation of Florida State Statues: 893.135(1C1)- Traffic in Heroin 4G-30KG; 893.135(1F1)- Traffic in Methamphetamine; 893.13(1E2)- Marijuana Possess WIT Sell/Manufacture/Deliver within 1000' of Place of Worship; 893.13(6A)- Possession of Controlled Substance W/Out Prescription to wit: THC oil; 893.147(1)- Possession of Drug Paraphernalia. These offenses occurred in Okaloosa County Florida

Signature (Arresting Officer)

WOODARD, TAYLOR L
Name

251
ID/SSN

Subscribed and sworn to (or affirmed) before me this 20 day of July A.D., 2018 by _____
who is personally known to me or has produced _____ as identification.

IN THE CIRCUIT/COUNTY COURT IN THE FIRST JUDICIAL CIRCUIT IN AND FOR OKALOOSA COUNTY, FLORIDA

COPY

WARRANT/OTTIC SERVED

OKALOOSA CO SHERIFF'S OFFICE

REPORT NO: OCSO18ARR005370

Signature _____ Notary Public _____ LEO _____ CO _____

Commission No: _____ My Commission Expires _____

Supervisor Signature _____ Date _____ Supervisor Name (Please Print) _____ Rank _____

[PHYSICAL EVIDENCE] [NO PHYSICAL EVIDENCE LISTED]

[ARREST INFORMATION]

Arrested	Residency	Injured	Extent of Injury	Resist			
5/25/2018 03:20	Within jurisdiction	None	N/A	Unknown			
	Arrested Prior	Arrest Jurisdiction	Alcohol	Drugs			
	Yes	Within jurisdiction	Unknown	Unknown			
No.	Di	Street	A/L	City	ST	Zip	Lat / Long
102		DELL RD		FORT WALTON BEAC	FL	32547	30.435338 / -86.609996
Arresting Officer	Unit		(GEO)	2 - 14 - PG41 - L-39		Officer Type	
251 WOODARD, TAYLOR L	OCSSO/FSV/SPECOPS/SPECENFOR/STREETCRIME						
Reporting Officer	Unit		Original Offense Jurisdiction				
055 KELLY, ANTHONY J	OCSSO/FSV/SPECOPS/SPECENFOR/K9		OCSSO				
Forward to for approval							
OCSSO/FSV/SPECOPS/SPECENFOR/K9							

Bond Set by LEO at Time of Arrest & Booking: \$0.00

- None
- ROR
- Cash
- Pro

Bond Set by Judge	<input type="checkbox"/> None	<input type="checkbox"/> ROR/Sign
\$150,000.00	<input checked="" type="checkbox"/> Cash	<input type="checkbox"/> PTR
	<input type="checkbox"/> Any	
	<input checked="" type="checkbox"/> Pro	
	<input type="checkbox"/> PtrIQ	

Purge SCANNED
 SC

Return Court: CIRCUIT COURT: FELONY Date: 7/11/2018 Time: 14:30
Instructions: 1940 LEWIS TURNER BLVD, FWB

[COURT INFORMATION]

Court	Judge	Date
Sent		
Rcvd CIRCUIT	FLOWERS	5/22/2018
Court Case Number 18-4927		

Assigned To:

COPY

IN THE CIRCUIT/COUNTY COURT IN THE FIRST JUDICIAL CIRCUIT IN AND FOR OKALOOSA COUNTY, FLORIDA

COPY

OKALOOSA CO SHERIFF'S OFFICE

WARRANT/OTTIC SERVED

REPORT NO: OCSO18ARR005370

[DISPOSITION]

Disposition Type

Release Type

Other Desc

Release Date

Release Time

Release Officer

Printed

Printed By

No

Released To

Court DispositionType

Court Disposition Description

[ADDITIONAL PERSONS]

COURT DISPOSITION: _____

(right index)

No Bill / Petition

Issue Warrant

Prosecution Approved

Signature of Assistant State Attorney

Date

COPY

ARREST REPORT

OKALOOSA CO SHERIFF'S OFFICE

REPORT NO: **OCSO18ARR004256**

<u>Counts</u>	<u>Level</u>	<u>Degree</u>	<u>GOC</u>	<u>UCR</u>	<u>NCIC</u>	<u>AON</u>	<u>Bond Amount</u>
1	Felony	Third	Principal	350A		3562	

893.147.1							
DRUG EQUIP-POSSESS AND OR USE							
<u>Counts</u>	<u>Level</u>	<u>Degree</u>	<u>GOC</u>	<u>UCR</u>	<u>NCIC</u>	<u>AON</u>	<u>Bond Amount</u>
1	Misdemeanor	First	Principal	350B		3550	

918.13.							
EVIDENCE-DESTROYING TAMPER WITH OR FABRICATE PHYSICAL							
<u>Counts</u>	<u>Level</u>	<u>Degree</u>	<u>GOC</u>	<u>UCR</u>	<u>NCIC</u>	<u>AON</u>	<u>Bond Amount</u>
1	Felony	Third	Principal	9000		4804	

[STATEMENT OF PROBABLE CAUSE / NARRATIVE]

Sergeant Tony Kelly, hereinafter referred to as your Affiant, is a sworn and bonded law enforcement officer. Your Affiant is currently employed by the Okaloosa County Sheriff's Office (OCSO), and has been so employed since December 2005. Your Affiant is currently assigned to the OCSO K9 Unit, where he serves as unit supervisor and K9 Handler. Your Affiant being duly sworn states as follows:

On April 20, 2018, the defendant, Sean Franklin Ruiz, was located at 349 SW Miracle Strip Parkway, Fort Walton Beach, Florida (Regency Inn) inside room 212. The defendant possessed active felony warrants for felon in possession of firearm and possession of marijuana over 20 grams.

Contact was attempted at room 212, where the defendant refused to open the door. Positive confirmation was received confirming the defendant was inside the room. The door was breached and the defendant was observed fleeing to the bathroom where he barricaded himself and refused to surrender/exit. Once the door was breached the overwhelming odor of fresh green marijuana began emitting from the room. The defendant remained concealed/barricaded in the bathroom for approximately 20 minutes while negotiations were attempted with negative success. After numerous attempts at negotiations with the defendant, he eventually opened the bathroom door and surrendered to law enforcement where he was taken into custody inside the hotel room. The defendant was the sole occupant of the room at the time of his arrest.

A lawful search of the hotel room was conducted incident to arrest and with the permission/consent of hotel management/owner, who was present. The following items of evidence were located and seized:

Located in main room:

455 grams of marijuana (1 vacuum sealed bag contained 224 grams, 1 opened vacuum sealed bag contained 151 grams, 1 opened vacuum sealed bag contained 64 grams, 1 clear sandwich style bag contained 15 grams, and 1 Swisher Sweets package contained 1 gram.) Samples of each bag were field tested and yielded a presumptive positive result for Tetrahydrocannabinol (THC).

6 Electronic Cigarette mouth pieces pre-loaded with Tetrahydrocannabinol (THC) oil. Swabbings of the mouthpieces were field tested and yielded a presumptive positive result for Tetrahydrocannabinol (THC).

7 grams of Methamphetamine. (1 clear corner bag tied in a knot contained 5 grams, and a small jeweler's bag contained 2 grams.) Samples of each bag were field tested and provided a presumptive positive result for Methamphetamine.

2 grams of Heroin. (1 corner bag loosely wrapped contained the 2 grams.) A sample of the substance was field tested and yielded a presumptive positive result for Heroin.

2 digital scales (1 with Marijuana residue and the other with Methamphetamine residue.) Both field tested positive.

2 Glass smoking devices containing a crystalline substance. Both field tested and yielded a presumptive positive result for Methamphetamine.

1 box of sandwich bags along with several loose sandwich bags scattered nearby.

COPY

ARREST REPORT

OKALOOSA CO SHERIFF'S OFFICE

REPORT NO: OCSO18ARR004256

Located in the bathroom:

3 sandwich bags with marijuana residue, which were wet to the touch. The bags were shoved between the tank of the toilet and the wall. Samples of the substance was field tested and yielded a presumptive positive result for Tetrahydrocannabinol (THC).

\$3,370 in US Currency (21- \$100, 11- \$50 and 36- \$20) which was concealed in toilet paper, shoved between the tank of the toilet and the wall.

Marijuana residue was clearly visible inside the bowl of the toilet. A sample of the residue was field tested and yielded a presumptive positive result for Tetrahydrocannabinol (THC).

The defendant's hotel room is approximately 300 feet East of Holy Trinity Lutheran Church, approximately 400 feet North of the entrance to Liza Jackson Park and approximately 480 feet South of Fort Walton Beach High School's campus.

While being processed for his warrants, the defendant stated he was currently unemployed.

Based on your affiant's training and experience, has reason to believe and does believe the defendant, Sean Franklin Ruiz, did commit the following offenses in violation of Florida State Statutes 893.13(6)(A) Possession of Marijuana over 20 grams; 893.13(1)(E)(2) Possession of Marijuana with intent to Sell/Manufacture/Deliver within 1000 feet of a place of worship; 893.13(6)(A) Possession of controlled substance without prescription (THC oil, Methamphetamine, Heroin); 893.147(1) Possession of Drug Paraphernalia, 918.13(1)(A) Tamper with or fabricate physical evidence; 843.02 Resist Officer without violence. The offenses occurred in Okaloosa County, Florida.

I hereby swear (or affirm) that the facts established on this affidavit are true and correct to the best of my knowledge and belief.

Signature (Arresting Officer) _____ KELLY, ANTHONY J Name 055 ID/SSN

Subscribed and sworn to (or affirmed) before me this 20 day of July A.D., 2018 by _____ who is personally known to me or has produced _____ as identification.

Signature _____ Notary Public _____ LEO _____ CO

Commission No: _____ My Commission Expires _____

COPY

IN THE CIRCUIT/COUNTY COURT IN THE FIRST JUDICIAL CIRCUIT IN AND FOR OKALOOSA COUNTY, FLORIDA

COPY

ARREST REPORT

OKALOOSA CO SHERIFF'S OFFICE

REPORT NO: OCSO18ARR004256

[PHYSICAL EVIDENCE] [NO PHYSICAL EVIDENCE LISTED]

[ARREST INFORMATION]

Arrested 4/20/2018 17:37	Residency Within jurisdiction	Injured None	Extent of Injury N/A	Resist Yes
	Arrested Prior Yes	Arrest Jurisdiction Within jurisdiction	Alcohol	Drugs Yes
No. 349	Di Street SW MIRACLE STRIP PKWY	A/L 212	City ST Zip FORT WALTON BEAC FL 32548	Lat / Long
Arresting Officer 055 KELLY, ANTHONY J		Unit OCSO/FSV/SPECOPS/SPECENFOR/K9	(GEO) 2 - - 19 -	Officer Type
Reporting Officer 055 KELLY, ANTHONY J		Unit OCSO/FSV/SPECOPS/SPECENFOR/K9		Original Offense Jurisdiction OCSO

Forward to for approval
OCSO/FSV/SPECOPS/SPECENFOR/K9

Bond Set by LEO at Time of Arrest & Booking: \$0.00

- None
- ROR
- Cash
- Pro

Bond Set by Judge None ROR/Sign
 Cash PTR
 Any
 Pro
 PtIQ
 Purge
 SC

Return Court: CIRCUIT COURT: FELONY Date: 5/23/2018 Time: 14:30
 Instructions: _____

[DISPOSITION]

<u>Disposition Type</u>	<u>Release Type</u>	<u>Other Desc</u>
<u>Release Date</u>	<u>Release Time</u>	<u>Release Officer</u>
<u>Released To</u>	<u>Printed</u>	<u>Printed By</u>
	No	
<u>Court Disposition Type</u>	<u>Court Disposition Description</u>	

[ADDITIONAL PERSONS]

COPY

IN THE CIRCUIT/COUNTY COURT IN THE FIRST JUDICIAL CIRCUIT IN AND FOR OKALOOSA
COUNTY, FLORIDA

COPY

OKALOOSA CO SHERIFF'S OFFICE

ARREST REPORT

REPORT NO: OCSO18ARR004256

COURT DISPOSITION: _____

(right index)

No Bill / Petition Issue Warrant Prosecution Approved

Signature of Assistant State Attorney

Date

IN THE CIRCUIT/COUNTY COURT IN THE FIRST JUDICIAL CIRCUIT IN AND FOR OKALOOSA COUNTY, FLORIDA

COPY

OKALOOSA CO SHERIFF'S OFFICE

ARREST REPORT

REPORT NO: OCSO18ARR005851

Jail Booking No	Offense No OCSO18OFF007480	Other No OCSO18CAD094898	OBTS 4602085081
-----------------	-------------------------------	-----------------------------	--------------------

[SUSPECT]

Last First Middle Title Race Sex DOB Age Hgt Wgt
 RUIZ SEAN FRANKLIN W M 8/10/1985 32 506 175
 Eyes Hair MNI Number SSN ID No St Type OCA/Agency ID
 BRO BRO OCSO05MNI005414 [REDACTED] FL E 226491

Birth Location: City: PENSACOLA County: ESCAMBIA State: FLORIDA Nation: U.S.A. Citizenship: U.S.

Address

[REDACTED] FORT WALTON BEACH FL 32547

Occupations (Current/Last Known is Listed First)

Business: UNEMPLOYED, Job Title: , Entered: 5/25/2018

Business: UNEMPLOYED, Job Title: , Entered: 4/20/2018

Business: GULF COAST CAR CASH, Job Title: BUYER, Entered: 9/3/2016

JEANIE DR Suite: NAVARRE FL 32566

Business: , Job Title: UNKNOWN, Entered: 3/16/2007

Suite:

Business: ADUDELL ROOFING, Job Title: , Entered: 9/20/2006

Suite:

Aliases (Last, First Middle Title DOB)

RUTZ, SEAN F 8/10/1985

Street Names

* none found in MNI *

[INCIDENT INFORMATION]

Occurred Date Range: 5/25/2018 00:06 to 5/25/2018 00:06 Lat / Long 30.43534 / -86.61
 No. Di Street Apt/Lot City ST Zip (GEO)
 102 DELL RD FORT WALTON BEAC FL 32547 2 - 14 - PG41 - L-39

[CHARGES]

843.02.

RESIST OFFICER

OBSTRUCT WO VIOLENCE

Counts	Level	Degree	GOC	UCR	NCIC	AON	Bond Amount
1	Misdemeanor	First	Principal	9000		4801	

893.13.1c2

MARIJUANA-POSSESS

MARIJUANA-POSSESS WIT SELL MFG DELIVER WI 1000 FT OF SCH SCHED I

Counts	Level	Degree	GOC	UCR	NCIC	AON	Bond Amount
1	Felony	Second	Principal	350A		3562	

893.13.6a

DRUGS - POSSESS

CNTRL SUB WO PRESCRIPTION

Counts	Level	Degree	GOC	UCR	NCIC	AON	Bond Amount
1	Felony	Third	Principal	350A		3551	

893.135.1c1

HEROIN-TRAFFIC

4 GRAMS TO UNDER 30 KILOGRAMS

COPY

ARREST REPORT

OKALOOSA CO SHERIFF'S OFFICE

REPORT NO: OCSO18ARR005851

<u>Counts</u>	<u>Level</u>	<u>Degree</u>	<u>GOC</u>	<u>UCR</u>	<u>NCIC</u>	<u>AON</u>	<u>Bond Amount</u>
1	Felony	First	Principal	350A		3516	

893.135.1f1

AMPHETAMINE-TRAFFIC

AMPHETAMINE-TRAFFIC OR METHAMPHETAMINE 14 GRAMS OR OVER

<u>Counts</u>	<u>Level</u>	<u>Degree</u>	<u>GOC</u>	<u>UCR</u>	<u>NCIC</u>	<u>AON</u>	<u>Bond Amount</u>
1	Felony	First	Principal	350A		3576	

893.147.1

DRUG EQUIP-POSSESS

AND OR USE

<u>Counts</u>	<u>Level</u>	<u>Degree</u>	<u>GOC</u>	<u>UCR</u>	<u>NCIC</u>	<u>AON</u>	<u>Bond Amount</u>
1	Misdemeanor	First	Principal	350B		3550	

[STATEMENT OF PROBABLE CAUSE / NARRATIVE]

Sergeant Tony Kelly, hereinafter referred to as your Affiant, is a sworn and bonded law enforcement officer. Your Affiant is currently employed by the Okaloosa County Sheriff's Office (OCSO), and has been so employed since 2005. Your Affiant is currently assigned to the OCSO K9 Unit, where he serves as unit supervisor and K9 Handler. Your Affiant being duly sworn states as follows:

On May 25, 2018, your Affiant attempted to arrest the Defendant, Sean Franklin Ruiz, at his residence located at 102 Dell Road, Fort Walton Beach, Florida. The Defendant had multiple felony warrants for High Speed Fleeing and Eluding, Firearms offenses, and trafficking in narcotics.

The Defendant refused to open the door to the residence. Several minutes of loud knocking and clear announcements/commands were given at the door with negative success of making contact with the Defendant. The door was breached and more announcements/commands were given, all of which went unanswered by the defendant. Several more minutes passed before the Defendant emerged from a rear bedroom and was taken into custody.

While standing at the door to the residence, the strong distinct odor of marijuana was detected. The odor was traced back to the Defendant's vehicle, a 1999 Chevrolet Tahoe bearing Florida tag 3361YP, which was parked in the yard approximately 20 feet from the doorway. A trained and certified K9 gave a positive alert to the presence of illegal narcotic odor emitting from the vehicle. Items of narcotic paraphernalia and a large amount of US currency were visible in plain view within the vehicle. Several large vacuum sealed bags were also visible in the passenger floor. The vehicle was towed and a search warrant was drafted.

On May 29, 2018, a lawful search warrant was granted for the above described vehicle, by the Honorable Michael Flowers. The search warrant was executed the same day and yielded the recovery of 1846 grams (4.07 pounds) of Marijuana, 97 grams of Methamphetamine, 4 grams of Heroin, 1 gram of Fentanyl, 3 digital scales, numerous various size clear plastic baggies to include vacuum seal bags, 1 metal marijuana grinder and \$1103 in US currency. The four pounds of Marijuana was located in 4- 1 pound vacuum seal bags on the passenger floor of the vehicle. The Methamphetamine, Heroin and Fentanyl were located in a canvas bag under the driver's seat. The canvas bag also contained the Defendant's wallet with picture IDs and Plea Day paperwork from his previous arrest.

Based on your Affiant's specialized training and experience, he knows the large amounts of narcotics identified above coupled with bags, scales and large amounts of US currency present are consistent with the distribution/trafficking of narcotics.

Furthermore, the Defendant's residence, where the vehicle was seized, is located less than 1000 feet from Emerald Coast Church of Christ located at 300 South Avenue, Fort Walton Beach, Florida. Emerald Coast Church of Christ has posted signage identifying it as place of worship which is clearly visible to the passing public. The Defendant's residence is also located less than 1000 feet from Oak Tree Child Development Center located at 102 Tooke Street, Fort Walton Beach, Florida. Oak Tree Development Center has all appropriate signage posted identifying it as a licensed child care facility which is clearly visible to the passing public.

IN THE CIRCUIT/COUNTY COURT IN THE FIRST JUDICIAL CIRCUIT IN AND FOR OKALOOSA COUNTY, FLORIDA

COPY

ARREST REPORT

OKALOOSA CO SHERIFF'S OFFICE

REPORT NO: OCSO18ARR005851

Based on the abovementioned facts and evidence, your Affiant has reason to believe and does believe the Defendant, Sean Franklin Ruiz did willingly and knowingly violate Florida State Law/s specifically, F.S.S. 893.135(1f1) Trafficking in Methamphetamine 14 grams or over; F.S.S. 893.135(1c1) Trafficking in Heroin 4 grams to under 30 kilograms; 893.13(1c2) Marijuana possess with intent to sell, manufacture, or deliver, within 1,000 feet of the real property comprising a child care facility; F.S.S. 893.13(6a) Possess controlled substance without prescription to wit: Fentanyl; F.S.S. 893.147(1) Possession of Drug Paraphernalia; F.S.S. 843.02 Resist Officer without Violence. These acts contrary of Florida law occurred in Okaloosa County Florida.

I hereby swear (or affirm) that the facts established on this affidavit are true and correct to the best of my knowledge and belief.

Signature (Arresting Officer) KELLY, ANTHONY J 055 ID/SSN

Subscribed and sworn to (or affirmed) before me this 20 day of July A.D., 2018 by who is personally known to me or has produced as identification.

Signature Notary Public LEO CO Commission No: My Commission Expires

[PHYSICAL EVIDENCE] [NO PHYSICAL EVIDENCE LISTED]

[ARREST INFORMATION]

Arrested 5/31/2018 22:31 Residency Within jurisdiction Injured None Extent of Injury N/A Resist Yes
Arrested Prior Yes Arrest Jurisdiction Within jurisdiction Alcohol Unknown Drugs Yes
No. 1200 Di E Street JAMES LEE RD A/L City CRESTVIEW ST FL Zip 32539 Lat / Long
Arresting Officer 055 KELLY, ANTHONY J Unit OCSO/FSV/SPECOPS/SPECENFOR/K9 (GEO) 1 - 5 - - Officer Type
Reporting Officer 055 KELLY, ANTHONY J Unit OCSO/FSV/SPECOPS/SPECENFOR/K9 Original Offense Jurisdiction OCSO

Forward to for approval OCSO/FSV/SPECOPS/SPECENFOR/K9

Bond Set by LEO at Time of Arrest & Booking: \$0.00
() None
() ROR
() Cash
() Pro

Bond Set by Judge () None () ROR/Sign
() Cash () PTR
() Any
() Pro
() PtIQ

COPY

